IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION.

CRIMINAL WRIT PETITION NO.1451 OF 2006

Suresh @ Pappu Dagadu Chavan : Petitioner

versus

The State of Maharashtra & ors. : Respondents.

Mr.D.G.Khamkar for the petitioner.

Mrs.A.S.Pai, APP, for the State.

CORAM : D.G.DESHPANDE

S.A.BOBDE, JJ.

DATED : AUGUST 11, 2006.

P.C.

1. This is a petition for furlough leave. Same was rejected by the authority on the ground that the petitioner/accused reported late by 112 days when he was earlier released on parole in 2005. In the regard the Division Bench of this Court (comprising of D.G.Deshpande & Smt.V.K.Tahilramani, JJ) has passed an order

dated 28th June 2006 in Writ Petition No.1624 of 2004 with other Writ Petitions gave certain directions to the authorities as to how the applications for furlough or parole of the prisoners who overstayed beyond the period of furlough or parole are to be considered. In view of that judgment, we do not propose to interfere with the impugned order. But the application of the petitioner for furlough should be considered again in the light of the directions given in that judgment. Copy of that order has already been directed to be circulated to all the authorities to decide the applications for furlough or parole. In this view of the matter, this petition is disposed of. The authorities to reconsider the application of the prisoner within four weeks of the receipt of this order.

[D.G.DESHPANDE,J]

[S.A.BOBDE, J]